

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

MENACHEM PRI-HAR, :
Petitioner :
vs. : CIVIL NO. 1:CV-00-1635
: (Judge Caldwell)
JANET RENO, Attorney General :
of the United States, :
CHARLES W. ZEMSKI, Acting :
District Director, :
Respondents.

O R D E R

AND NOW, this 9th day of March, 2005, it is ordered
that:

1. Within 20 days of the date of this order, Respondents shall file a brief in opposition to Petitioner's motion (doc. 20) for reconsideration.

2. In addition to any other issues Respondents would raise, their brief shall address the following issues: (1) whether Petitioner is entitled to seek section 212(h) relief since he was ordered removed in an expedited removal proceeding under 8 U.S.C. § 1228(b), INA § 238; and (2) whether Petitioner's removal to Israel should be stayed pending consideration by the appropriate authority of the section 212(h) application.

3. Petitioner shall have ten days thereafter to file a reply brief.

/s/William W. Caldwell
William W. Caldwell
United States District Judge